1638 A



PATENT ATTORNEY DOCKET NO.: 056100-5005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JEMAN		
In re A	Application of:)
	Pierre BROUN et al.)
Applio	cation No.: 09/117,921) Group Art Unit: 1638
Filed:	March 4, 1999) Examiner: E. McElwain
For:	PRODUCTION OF HYDROXYLATED FATTY ACIDS IN GENETICALLY MODIFIED PLANTS	S)
		RECEIVED
	nissioner for Patents ngton, D.C. 20231	JAN 2 4 2003
Sir:		TECH CENTER 1600/2900
	AMENDMENT TRANSMIT	TAL FORM
1.	Transmitted herewith is an Amendment responding 2002.	g to the Office Action dated August 6,
2.	Additional papers enclosed:	
	Drawings: Formal Informal (Correll Information Disclosure Statement Form PTO-1449, references include Citations Declaration of Biological Deposit Submission of "Sequence Listing", comput pertaining thereto for biotechnology invent acid sequence.	d er readable copy and/or amendment

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3. Extension of Time

-	roceedings herein are f F.R. § 1.136(a) apply.	or a patent application	and the provision	s of			
	Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.						
\boxtimes	Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:						
	Total Months	Fee for	[Fee for Small				
	Requested	Extension	Entity]				
	one month	\$ 110.00	\$ 55.00	RECEIVED			
	two months	\$ 410.00	\$ 205.00	JAN 2 4 2003			
	three months	\$ 930.00	\$ 465.00				
	four months	\$ 1,450.00	\$ 725.00	TECH CENTER 1600/2900			
	Extension of time fee	Extension of time fee due with this request: \$930.00					
	If an additional extension of time is required, please consider this a Petition therefor.						
	An extension formonths has already been secured and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.						
Const	ructive Petition						
	EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with						

37 C.F.R. § 1.136(a)(3).

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5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED Claims						
	Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	7	minus	34	0	x \$18 each=	+\$
Independent Claims (37 C.F.R.§1.16(b))	2	minus	3	0	x \$84 each=	+ \$
[] First presentation of Multiple dependent claim(s) \$280.00						+\$
SUB-TOTAL =						
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$ 0

6. Fee Payment

No fee is to be paid at this time.	

- The Commissioner is hereby authorized to charge the amount of \$930.00 for three-month extension of time to Deposit Account No. 50-0310.
- The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: January 17, 2003

By: Exich E Veitenheimer

Erich E. Veitenheimer Reg. No. 40,420

CUSTOMER NO. 09629

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